

EXHIBIT 15

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNIVERSITAS EDUCATION, LLC, : CASE NO. 11-1590-LTS-HBP

Plaintiff

VS.

:

NOVA GROUP, INC., as trustee,
sponsor and fiduciary of the
CHARTER OAK TRUST WELFARE
BENEFIT PLAN,

Defendant

: NOVEMBER 29, 2012

DEPOSITION OF MOLLY CARPENTER

SUSAN K. WHITT, RPR, LSR

Licensed Shorthand Reporter No. 1

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1 A P P E A R A N C E S:

2

For Universitas Education, LLC:

3 LOEB & LOEB, LLP

345 Park Avenue

4 New York, New York 10154

BY: MICHAEL BARNETT, ESQ.

5

6 For Molly Carpenter:

HALLORAN & SAGE, LLP

7 315 Post Road West

Westport, Connecticut 06580

8 BY: DAN E. LABELLE, ESQ.

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1 for the record, just to state for the record,
2 whether there is a criminal proceeding under way
3 that is causing you to make the recommendation
4 that the client assert a Fifth Amendment
5 privilege.

6 MR. LABELLE: I can answer you generally
7 that there are two grand jury investigations
8 pending.

9 MR. BARNETT: Okay.

10 BY MR. BARNETT:

11 Q Are you employed, Ms. Carpenter?

12 MR. LABELLE: I'm going to -- never mind.

13 MR. BARNETT: I'm sorry. Did I interrupt
14 you?

15 MR. LABELLE: No, no.

16 BY MR. BARNETT:

17 Q I'll restate the question. Are you employed,
18 Ms. Carpenter?

19 MR. LABELLE: You can answer.

20 A Yes.

21 BY MR. BARNETT:

22 Q Where are you employed?

23 A Benistar Admin Services, Inc.

24 Q And is that the only place that you're employed?

25 A Yes.

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1 Q And do you know what I mean by a W-2 form?

2 A Yes.

3 Q In the last few years, let's say the last three
4 years, has Benistar Admin Services, Inc., been the only
5 entity that has sent you a W-2 form?

6 MR. LABELLE: I'll advise the witness not to
7 answer and to assert her privilege under the
8 Fifth Amendment of the Constitution.

9 A I accept my attorney's advice, and I'm taking my
10 Fifth Amendment privilege.

11 BY MR. BARNETT:

12 Q Now, you just referred to an entity that you
13 called Benistar Admin Services, Inc.; is that correct?

14 A Correct.

15 Q Is it acceptable to you if I call it BASI for
16 short?

17 A Yes.

18 Q Do you volunteer your services to any other
19 company or corporation?

20 MR. LABELLE: I'll direct the witness not to
21 answer and to assert her privilege under the
22 Fifth Amendment of the Constitution.

23 A I accept my attorney's advice, and I'm asserting
24 my Fifth Amendment privilege.

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1 BY MR. BARNETT:

2 Q What is your yearly income?

3 MR. LABELLE: I advise the witness not to
4 answer and to assert her privilege under the
5 Fifth Amendment of the Constitution.

6 A I accept my attorney's advice, and I'm taking
7 the Fifth Amendment.

8 BY MR. BARNETT:

9 Q Does all of your income come from BASI?

10 MR. LABELLE: I'll advise the witness not to
11 answer and to assert a privilege under the Fifth
12 Amendment of the Constitution.

13 A I accept my attorney's advice. I'm taking my
14 Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q What position do you have at BASI?

17 A I'm the chairman of the company.

18 Q And how long have you been the chairman of the
19 company?

20 MR. LABELLE: I'll advise the witness not to
21 answer and to assert her privilege under the
22 Fifth Amendment of the Constitution.

23 A I accept my attorney's advice and take the Fifth
24 Amendment privilege.

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1 BY MR. BARNETT:

2 Q And as part of your duties as BASI chairperson,
3 are you the custodian of bank account records?

4 MR. LABELLE: I'll advise the witness not to
5 answer and to assert her privilege under the
6 Fifth Amendment of the Constitution.

7 A I accept my attorney's advice, and I'm taking
8 the Fifth Amendment privilege.

9 BY MR. BARNETT:

10 Q Now, you gave a business address before of 100
11 Grist Mill Road in Simsbury, Connecticut; is that correct?

12 A Correct.

13 Q Now, is BASI located at 100 Grist Mill Road?

14 A Yes.

15 Q Does it have an office anywhere else?

16 A Yes.

17 Q And where does it have offices besides 100 Grist
18 Mill Road?

19 A Stamford, Connecticut.

20 Q Is that the only other place?

21 A Chicago.

22 Q And what is the address in Stamford,
23 Connecticut, of BASI's offices?

24 A 100 First Stamford Place.

25 Q Now, I just passed that on my way here. That's

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1 a big building. Is there an office number or a suite
2 number?

3 A I'm not sure.

4 Q But it doesn't occupy that whole --

5 A It doesn't occupy the whole building, no.

6 Q Okay. The address of 100 Grist Mill Road, is it
7 an office complex?

8 A It's an office building.

9 Q And does that office building house any other
10 companies or corporations besides BASI?

11 MR. LABELLE: I'll advise the witness not to
12 answer and to assert a privilege under the Fifth
13 Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting
15 the Fifth Amendment privilege.

16 BY MR. BARNETT:

17 Q Now, at 100 Grist Mill Road, is there an
18 executive suite area?

19 MR. LABELLE: I'll advise the witness not to
20 answer and to assert a privilege under the Fifth
21 Amendment of the Constitution.

22 A I accept my attorney's advice and assert the
23 Fifth Amendment privilege.

24 BY MR. BARNETT:

25 Q Have you ever been to a TD Bank branch?

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1 MR. LABELLE: I'll advise the witness not to
2 answer and to assert a privilege under the Fifth
3 Amendment of the Constitution.

4 A I accept my attorney's advice and am asserting
5 my Fifth Amendment privilege.

6 BY MR. BARNETT:

7 Q Can you tell me the name of every entity, aside
8 from Benistar or BASI, that has paid you for work in the
9 last three years?

10 MR. LABELLE: I'll advise the witness not to
11 answer and assert a privilege under the Fifth
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Now, your testimony before is that you're the
17 chairperson of BASI; is that correct?

18 A Yes.

19 Q Does that make you an officer of BASI?

20 MR. LABELLE: You can answer.

21 A Yes.

22 BY MR. BARNETT:

23 Q And are you the officer of any other companies?

24 MR. LABELLE: I'll advise the witness not to
25 answer and to assert her privilege under the

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1 Fifth Amendment of the Constitution.

2 A I accept my attorney's advice, and I'm asserting
3 the Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q Does BASI have a corporate treasurer?

6 MR. LaBELLE: You can answer.

7 A Yes.

8 BY MR. BARNETT:

9 Q And who is that?

10 A I believe it's me.

11 Q And what is your understanding of your
12 responsibilities as a corporate treasurer?

13 MR. LaBELLE: I'll advise the witness not to
14 answer and to assert a privilege under the Fifth
15 Amendment of the Constitution.

16 A I accept my attorney's advice, and I'm asserting
17 my Fifth Amendment privilege.

18 BY MR. BARNETT:

19 Q Do you understand what it means to be a director
20 of a company or corporation?

21 MR. LaBELLE: I'll advise the witness not to
22 answer and to assert a privilege under the Fifth
23 Amendment of the Constitution.

24 A I accept my attorney's advice, and I'm asserting
25 my Fifth Amendment privilege.

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1 BY MR. BARNETT:

2 Q Are you a director of BASI?

3 A Yes.

4 Q Are you a director of any other companies?

5 MR. LABELLE: I'll advise the witness not to
6 answer and to assert her privilege under the
7 Fifth Amendment of Constitution.

8 A I accept my attorney's advice, and I'm asserting
9 the Fifth Amendment privilege.

10 BY MR. BARNETT:

11 Q Have you ever been deposed before?

12 A Yes.

13 Q About how many times?

14 A I think twice.

15 Q When was the last time you were deposed prior to
16 today?

17 A A couple of years ago.

18 Q And do you recall in what matter that was?

19 MR. LABELLE: I'll object and --

20 Well, go ahead. You can answer. It's a
21 matter of public record.

22 A It was in regard to Benistar Property Exchange.

23 BY MR. BARNETT:

24 Q Are you referring to an action in the District
25 of Massachusetts?

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1 A Yes.

2 Q Have you ever given testimony at a trial?

3 A Yes.

4 Q How many times?

5 A Once.

6 Q And was that also in what you described as
7 something involving Benistar Property Exchange?

8 A Yes.

9 Q Have you traveled outside the country in the
10 last five years?

11 MR. LABELLE: I'll object and direct the
12 witness not to answer and to assert a privilege
13 under the Fifth Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting
15 my Fifth Amendment privilege.

16 MR. LABELLE: Actually, you know what? Can
17 I confer with the witness?

18 MR. BARNETT: Sure.

19 (Discussion off the record.)

20 MR. LABELLE: I'll withdraw the advice on
21 the last question with respect to travel outside
22 the country.

23 A No, I haven't.

24 BY MR. BARNETT:

25 Q That is to say you haven't traveled outside the

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1 MR. LABELLE: I'll object, and I'll advise
2 the witness not to answer and assert a privilege
3 under the Fifth Amendment of the Constitution.

4 A I'll accept my attorney's advice, and I'm
5 asserting my Fifth Amendment privilege.

6 BY MR. BARNETT:

7 Q You said that Mr. Carpenter works at 100 Grist
8 Mill Road, correct?

9 A Correct.

10 Q Does he work for BASI?

11 MR. LABELLE: I'll advise the witness not to
12 answer and assert a privilege under the Fifth
13 Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting
15 my Fifth Amendment privilege.

16 BY MR. BARNETT:

17 Q Does he work for a company other than BASI?

18 MR. LABELLE: I'll advise the witness not to
19 answer and to assert a privilege under the Fifth
20 Amendment of the Constitution.

21 A I accept my attorney's advice, and I'm asserting
22 my Fifth Amendment privilege.

23 BY MR. BARNETT:

24 Q About how many employees does BASI have as of
25 today?

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1 MR. LABELLE: You can answer.

2 A Around sixty.

3 BY MR. BARNETT:

4 Q And is Mr. Carpenter one of those employees?

5 MR. LABELLE: I'll advise the witness not to
6 answer and to assert a privilege under the Fifth
7 Amendment.

8 A I accept my attorney's advice, and I'm asserting
9 the privilege under the Fifth Amendment.

10 BY MR. BARNETT:

11 Q Are you Mr. Carpenter's supervisor?

12 MR. LABELLE: I'll advise the witness not to
13 answer and to assert a privilege under the Fifth
14 Amendment of the Constitution.

15 A I accept my attorney's advice, and I'm asserting
16 my Fifth Amendment privilege.

17 BY MR. BARNETT:

18 Q Do you understand what I mean by the term
19 "supervisor"? Someone that oversees the work of another.

20 MR. LABELLE: You can answer.

21 A Yes.

22 BY MR. BARNETT:

23 Q I just want to make sure we understand what I
24 mean by the use of the word "supervisor."

25 Does Mr. Carpenter supervise any work that you

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1 do at BASI?

2 MR. LABELLE: I'll advise the witness not to
3 answer and to assert a privilege under the Fifth
4 Amendment of the Constitution.

5 A I accept my attorney's advice, and I'm asserting
6 my Fifth Amendment privilege.

7 BY MR. BARNETT:

8 Q Has Mr. Carpenter ever appointed you to be a
9 corporate director or officer?

10 MR. LABELLE: I'll advise the witness not to
11 answer and to assert a privilege under the Fifth
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Have you ever refused a corporate appointment
17 that Mr. Carpenter asked you to take?

18 MR. LABELLE: I'll advise the witness not to
19 answer and to assert a privilege under the Fifth
20 Amendment of the Constitution.

21 A I'll accept my attorney's advice, and I'm
22 asserting my Fifth Amendment privilege.

23 BY MR. BARNETT:

24 Q Has anyone else besides than Mr. Carpenter ever
25 appointed you to a corporate position?

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1 MR. LABELLE: I'll advise the witness not to
2 answer and to assert a privilege under the Fifth
3 Amendment of the Constitution.

4 A I accept my attorney's advice and assert my
5 Fifth Amendment privilege.

6 BY MR. BARNETT:

7 Q Does Mr. Carpenter have an interest in any
8 company or corporation that operates outside of the United
9 States?

10 MR. LABELLE: I advise the witness not to
11 answer and to assert a privilege under the Fifth
12 Amendment of the Constitution

13 A I accept my attorney's advice, and I assert my
14 Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Did Mr. Carpenter accompany you here today to
17 your deposition?

18 MR. LABELLE: You can answer.

19 A He drove me.

20 BY MR. BARNETT:

21 Q He drove you?

22 A Mm-hmm.

23 Q Okay. Is he waiting for you while this
24 deposition is taking place?

25 A No.

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1 Q So he's not in the building right now?

2 A I haven't checked the closets. But, no, I don't
3 believe he is.

4 MR. LABELLE: I haven't seen him.

5 BY MR. BARNETT:

6 Q Do you know Wayne Bursey?

7 A Yes, I do.

8 Q And how do you know him?

9 A I work with him. I also know him through my
10 family.

11 Q Can you elaborate on how you know him through
12 your family?

13 A He's married to my sister.

14 Q Has your husband ever loaned money to
15 Mr. Bursey?

16 MR. LABELLE: I'll advise the witness not to
17 answer and to assert a privilege under the Fifth
18 Amendment of the Constitution.

19 A I'll accept my attorney's advice, and I'm
20 asserting the Fifth Amendment privilege.

21 BY MR. BARNETT:

22 Q Have you ever loaned any money to Mr. Bursey?

23 MR. LABELLE: I'll advise the witness not to
24 answer and to assert a privilege under the Fifth
25 Amendment of the Constitution.

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1 A I accept my attorney's advice, and I'm asserting
2 my Fifth Amendment privilege.

3 BY MR. BARNETT:

4 Q Now, Mr. Bursey's wife is named Mary, correct?

5 A Correct.

6 Q And she's your sister, correct?

7 A Correct.

8 Q Now, have you ever loaned more than \$5,000 to
9 Mary Bursey?

10 MR. LABELLE: I'll advise the witness not to
11 answer and to assert a privilege under the Fifth
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Has Mr. Carpenter ever loaned Mary Bursey any
17 money?

18 MR. LABELLE: I'll advise the witness not to
19 answer and to assert a privilege under the Fifth
20 Amendment of the Constitution.

21 A I accept my attorney's advice, and I'm asserting
22 the Fifth Amendment privilege.

23 BY MR. BARNETT:

24 Q You said you work with Mr. Bursey?

25 A Yes.

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1 Q So what does Mr. Bursey do for a living?

2 MR. LABELLE: I'll advise the witness not to
3 answer and to assert a privilege under the Fifth
4 Amendment of the Constitution.

5 A I accept my attorney's advice and assert the
6 Fifth Amendment privilege.

7 BY MR. BARNETT:

8 Q Is Mr. Bursey an employee of BASI?

9 MR. LABELLE: I advise the witness not to
10 answer and to assert a privilege under the Fifth
11 Amendment of the Constitution.

12 A I accept my attorney's advice and assert my
13 Fifth Amendment privilege.

14 BY MR. BARNETT:

15 Q Now, you said you work with Mr. Bursey. Does
16 that mean he works at 100 Grist Mill Road?

17 (Discussion off the record.)

18 BY MR. BARNETT:

19 Q I'm sorry. Well, I'll withdraw that.

20 A I don't think I said that.

21 Q Sure.

22 MR. LABELLE: I thought you said he works
23 at.

24 MR. BARNETT: Susan, can you go back to my
25 first question about Mr. Bursey and have the

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1 question and answer repeated?

2 (The court reporter read the above testimony
3 as follows:

4 "QUESTION: Do you know Wayne Bursey?

5 "ANSWER: Yes, I do.

6 "QUESTION: And how do you know him?

7 "ANSWER: I work with him. I also know him
8 through my family.")

9 A I apologize. I don't think that's what I said.

10 BY MR. BARNETT:

11 Q Now, you said you work with Mr. Bursey. Does he
12 work at 100 Grist Mill Road?

13 MR. LABELLE: Can I confer with the witness?

14 MR. BARNETT: Sure.

15 (Discussion off the record.)

16 MR. LABELLE: You can answer.

17 A Yes, sometimes.

18 BY MR. BARNETT:

19 Q Well, does he work anywhere else?

20 A I don't know.

21 Q Now, just to be clear for the record, when I say
22 "100 Grist Mill Road," I mean 100 Grist Mill Road,
23 Simsbury, Connecticut. Is that acceptable to you?

24 A Yes.

25 Q So is Mr. Bursey -- forgive me if I've asked

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1 this, but I'm going to ask it again. Is Mr. Bursey a BASI
2 employee?

3 MR. LABELLE: I advise the witness not to
4 answer and to assert a privilege under the Fifth
5 Amendment of the Constitution.

6 A I'm accepting my attorney's advice, and I'm
7 asserting my Fifth Amendment privilege.

8 BY MR. BARNETT:

9 Q Are you Mr. Bursey's supervisor for any of the
10 work he does at 100 Grist Mill Road?

11 MR. LABELLE: I advise the witness not to
12 answer and to assert a privilege under the Fifth
13 Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting
15 my Fifth Amendment privilege.

16 BY MR. BARNETT:

17 Q Has Mr. Bursey ever appointed you to a corporate
18 position as an officer?

19 MR. LABELLE: I advise the witness not to
20 answer and to assert a privilege under the Fifth
21 Amendment of the Constitution.

22 A I accept my attorney's advice. I'm asserting my
23 Fifth Amendment privilege.

24 BY MR. BARNETT:

25 Q Have you ever appointed Mr. Bursey to a

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1 BY MR. BARNETT:

2 Q Do you know who Amanda Rossi is?

3 A Yes.

4 Q And how do you know her?

5 A From work.

6 Q Are you her supervisor?

7 A In some respects, yes.

8 Q Well, in what respects?

9 MR. LaBELLE: I'll advise her not to answer
10 and to assert a privilege under the Fifth
11 Amendment of the Constitution.

12 A I accept my attorney's advice, and I'm asserting
13 my Fifth Amendment privilege under the Constitution.

14 BY MR. BARNETT:

15 Q Do you view her as your assistant?

16 MR. LaBELLE: I'll advise her not to answer
17 and assert a privilege under the Fifth Amendment
18 of the Constitution.

19 A I accept my attorney's advice, and I'm asserting
20 my Fifth Amendment privilege.

21 BY MR. BARNETT:

22 Q When was the last time you spoke with Ms. Rossi
23 about this case?

24 MR. LaBELLE: I advise you not to answer and
25 to assert a privilege under the Fifth Amendment

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1 of the Constitution.

2 A I accept my attorney's advice, and I'm asserting
3 my Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q Who is Donald Trudeau?

6 MR. LaBELLE: You can answer.

7 A A person who is an officer of Benistar Admin
8 Services.

9 BY MR. BARNETT:

10 Q And is he the president of BASI?

11 MR. LaBELLE: You can answer.

12 A Yes.

13 BY MR. BARNETT:

14 Q Have you ever spoken with Mr. Trudeau about this
15 case?

16 MR. LaBELLE: I advise the witness not to
17 answer and to assert a privilege under the Fifth
18 Amendment of the Constitution.

19 A I accept my attorney's advice, and I'm asserting
20 my Fifth Amendment privilege.

21 BY MR. BARNETT:

22 Q Now, Jack E. Robinson, you know him, correct?

23 A Yes.

24 Q And how do you know him?

25 A I've known him for probably over twenty-five

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1 years.

2 Q Well, does he work at BASI?

3 MR. LaBELLE: You can answer generally.

4 A He is the general counsel for BASI.

5 BY MR. BARNETT:

6 Q How much does he get paid on a monthly basis?

7 MR. LaBELLE: I advise the witness not to
8 answer and assert a privilege under the Fifth
9 Amendment of the Constitution.

10 A I accept my attorney's advice, and I'm asserting
11 my Fifth Amendment privilege.

12 BY MR. BARNETT:

13 Q As part of your preparation for this deposition,
14 did you review any documents?

15 MR. LaBELLE: You can answer that.

16 A No.

17 BY MR. BARNETT:

18 Q That's the answer for on your own and also with
19 Mr. LaBelle?

20 A I don't understand.

21 Q Did you review any documents to prepare for this
22 deposition outside of the presence of Mr. LaBelle?

23 A No.

24 Q Are you familiar with an entity called Nova
25 Group?

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1 MR. LABELLE: I advise the witness not to
2 answer and to -- is she familiar with it? Is
3 that the question?

4 MR. BARNETT: Yes.

5 MR. LABELLE: You can answer yes or no if
6 you're familiar with it.

7 A I'm familiar that it exists.

8 BY MR. BARNETT:

9 Q What is the basis of your understanding that it
10 exists?

11 A I'm sitting here at a deposition today.

12 Q Well, okay. Do you have a position with Nova
13 Group?

14 MR. LABELLE: I'll advise the witness not to
15 answer and to assert a privilege under the Fifth
16 Amendment of the Constitution.

17 A I accept my attorney's advice, and I'm asserting
18 my Fifth Amendment privilege.

19 BY MR. BARNETT:

20 Q Have you ever done any work for Nova Group?

21 MR. LABELLE: I advise the witness not to
22 answer and to assert a privilege under the Fifth
23 Amendment of the Constitution.

24 A I accept my attorney's advice, and I'm asserting
25 my Fifth Amendment privilege.

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1 BY MR. BARNETT:

2 Q Did you ever open a bank account in Nova Group's
3 name?

4 MR. LaBELLE: I advise the witness not to
5 answer and to assert a privilege under the Fifth
6 Amendment of the Constitution.

7 A I accept my attorney's advice, and I'm asserting
8 my Fifth Amendment privilege.

9 BY MR. BARNETT:

10 Q Do you know what it means to have signature
11 authority over a bank account?

12 MR. LaBELLE: Are you asking your question
13 generally?

14 MR. BARNETT: Yes.

15 MR. LaBELLE: You can answer.

16 A Yes.

17 BY MR. BARNETT:

18 Q What does it mean?

19 A That you're on bank forms when you open a bank
20 account.

21 Q Okay. Anything else?

22 A No.

23 Q Have you ever had signature authority for a bank
24 account that stood in the name of Nova Group?

25 MR. LaBELLE: I advise the witness not to

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1 answer and to assert a privilege under the Fifth
2 Amendment of the Constitution.

3 A I accept my attorney's advice, and I'm asserting
4 my Fifth Amendment privilege.

5 BY MR. BARNETT:

6 Q Is there a president of Nova Group?

7 MR. LABELLE: I advise the witness not to
8 answer and to assert a privilege under the Fifth
9 Amendment of the Constitution.

10 A I accept my attorney's advice, and I'm asserting
11 my Fifth Amendment privilege.

12 BY MR. BARNETT:

13 Q And who runs Nova Group?

14 MR. LABELLE: I'll advise the witness not to
15 answer and to assert a privilege under the Fifth
16 Amendment of the Constitution.

17 A I accept my attorney's advice. I'm asserting my
18 Fifth Amendment privilege.

19 BY MR. BARNETT:

20 Q Who are the officers of Nova Group?

21 MR. LABELLE: I advise the witness not to
22 answer and to assert a privilege under the Fifth
23 Amendment of the Constitution.

24 A I accept my attorney's advice. I'm asserting my
25 Fifth Amendment privilege.

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1 BY MR. BARNETT:

2 Q And who are the directors of Nova Group?

3 MR. LABELLE: I'll advise the witness not to
4 answer and to assert a privilege under the Fifth
5 Amendment of the Constitution.

6 A I accept my attorney's advice, and I'm asserting
7 my Fifth Amendment privilege.

8 BY MR. BARNETT:

9 Q Who or what are the shareholders of Nova Group?

10 MR. LABELLE: I advise the witness not to
11 answer and to assert a privilege under the Fifth
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Does Nova Group have any other employees?

17 MR. LABELLE: I advise the witness not to
18 answer and to assert a privilege under the Fifth
19 Amendment of the Constitution.

20 A I accept my attorney's advice, and I'm asserting
21 my Fifth Amendment privilege.

22 BY MR. BARNETT:

23 Q Are you aware of the business address for Nova
24 Group?

25 MR. LABELLE: You can answer that.

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1 A Yes.

2 BY MR. BARNETT:

3 Q And what business address is that?

4 A I believe it's 100 Grist Mill Road.

5 Q And that's the same business address -- that's a
6 business address for BASI, correct?

7 A Correct.

8 Q Does Nova Group have office space at 100 Grist
9 Mill Road?

10 MR. LABELLE: I advise the witness not to
11 answer and to assert a privilege under the Fifth
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Does Nova Group have any office space that is
17 independent from that occupied by BASI?

18 MR. LABELLE: I advise the witness not to
19 answer and to assert a privilege under the Fifth
20 Amendment of the Constitution.

21 A I accept my attorney's advice. I'm asserting my
22 Fifth Amendment privilege.

23 BY MR. BARNETT:

24 Q Do you know what it means for a company to have
25 a parent corporation, generally?

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1 Amendment of the Constitution.

2 A I accept my attorney's advice and am asserting
3 my Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q When I say "Nova Group," does any person or
6 persons come to mind?

7 MR. LaBELLE: I advise the witness not to
8 answer and to assert a privilege under the Fifth
9 Amendment of the Constitution.

10 A I accept my attorney's advice, and I'm asserting
11 my Fifth Amendment privilege.

12 BY MR. BARNETT:

13 Q Now, you said you're chairperson of BASI; is
14 that correct?

15 A That's correct.

16 Q Does BASI perform any services for Nova Group?

17 MR. LaBELLE: I'll advise the witness not to
18 answer and to assert a privilege under the Fifth
19 Amendment of the Constitution.

20 A I accept my attorney's advice, and I'm asserting
21 my Fifth Amendment privilege.

22 BY MR. BARNETT:

23 Q Does BASI perform any services for the Charter
24 Oak Trust?

25 MR. LaBELLE: I advise the witness not to

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1 answer and to assert a privilege under the Fifth
2 Amendment of the Constitution.

3 A I accept my attorney's advice, and I'm asserting
4 my Fifth Amendment privilege.

5 MR. BARNETT: I'm marking for identification
6 a document that I'm going to label Molly
7 Carpenter Exhibit 5, giving a copy to the
8 deponent as well as her counsel. I'd like the
9 deponent to review it and let me know when she's
10 done. It is a double-sided document. I'm just
11 trying to conserve paper.

12 (Exhibit 5: Marked for identification.)

13 BY MR. BARNETT:

14 Q Let me know when you're done reviewing this
15 document.

16 MR. BARNETT: And just for the record I'll
17 state that I received this document pursuant to
18 a subpoena to the accounting firm Simione Macca
19 & Larrow. This was produced to me as a single
20 document. At the top of the first page in the
21 top left-hand corner it says "Form 1120." At
22 the top right hand of the page it gives a year,
23 2009. And then about right underneath in the
24 center under "Name" it says "Nova Group, Inc.,"
25 and it supplies an employer identification

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1 BY MR. BARNETT:

2 Q Who has custody over Nova Group's documents?

3 MR. LaBELLE: I advise the witness not to
4 answer and to assert a privilege under the Fifth
5 Amendment of the Constitution.

6 A I accept my attorney's advice, and I'm asserting
7 my Fifth Amendment privilege.

8 BY MR. BARNETT:

9 Q In your office do you have bank account records
10 for Nova Group or the Charter Oak Trust?

11 MR. LaBELLE: I advise the witness not to
12 answer and to assert a privilege under the Fifth
13 Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting
15 my Fifth Amendment privilege.

16 MR. BARNETT: I'm going to mark for
17 identification a document. We'll call it Molly
18 Carpenter 11. It's actually a copy of an
19 exhibit which we labeled Amanda Rossi 8 in the
20 Amanda Rossi deposition. I'm going to hand a
21 copy to the deponent and also to counsel.

22 (Exhibit 11: Marked for identification.)

23 BY MR. BARNETT:

24 Q Please review it.

25 MR. BARNETT: For the record, I'll state

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1 that this is a four-page document. On page 4 it
2 appears to be dated November 20, 2012. On the
3 first page there's a court caption. It says
4 "United States District Court, District of
5 Connecticut, In Re: Grand Jury Investigation,
6 Miscellaneous No. 3:12CV882," and it's titled
7 "Stipulation, RE: Duplication of Seized and
8 Subpoenaed Material."

9 BY MR. BARNETT:

10 Q Have you ever seen this document before,
11 Ms. Carpenter?

12 MR. LABELLE: You can answer.

13 A No, I haven't.

14 BY MR. BARNETT:

15 Q Can you read paragraph 3, which is contained on
16 page 2? Can you read it to yourself and let me know when
17 you're done?

18 A I'm done.

19 Q Now, you're the chairperson of BASI, correct?

20 A Correct.

21 Q And am I correct when I say that paragraph 3 --
22 I'm paraphrasing here, but it says that BASI
23 representatives copied certain seized and subpoenaed
24 material?

25 MR. LABELLE: Are you asking?

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1 MR. BARNETT: Yes. Am I correct.

2 MR. LABELLE: Can you repeat the question?

3 BY MR. BARNETT:

4 Q Now, you've read paragraph 3, correct?

5 A I have.

6 Q And am I accurate when I say that paragraph 3 --
7 and I'm paraphrasing here -- says that representatives of
8 BASI copied certain seized and subpoenaed materials?

9 A I don't think that's what it says.

10 Q For the record, why don't you read paragraph 3
11 out loud?

12 A "On August 31, 2012, representatives of BASI and
13 associated businesses reviewed the seized and subpoenaed
14 material and requested to have certain of that material
15 copied at their own expense. As part of that review, BASI
16 representatives identified boxes to be provided to One Stop
17 Copy Shop, located at 19 Thomas Street, East Hartford,
18 Connecticut."

19 Q Okay. Now, were you one of the BASI
20 representatives that reviewed the seized and subpoenaed
21 material discussed in paragraph 3?

22 MR. LABELLE: I advise the witness not to
23 answer and to assert a privilege under the Fifth
24 Amendment of the Constitution.

25 A I accept my attorney's advice, and I'm asserting

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1 my Fifth Amendment privilege.

2 BY MR. BARNETT:

3 Q Now, there was a raid of BASI's offices in April
4 of 2011; is that correct?

5 MR. LaBELLE: You can answer.

6 A Can you repeat the question?

7 BY MR. BARNETT:

8 Q I'm going to actually withdraw that question and
9 rephrase it or restate it. There was a raid of BASI's
10 offices by the agents acting on behalf of the Department of
11 Labor on May 26, 2011; is that correct?

12 A Yes.

13 Q Do you have an understanding of what material
14 was taken in that raid?

15 MR. LaBELLE: I advise the witness not to
16 answer and to assert a privilege under the Fifth
17 Amendment of the Constitution.

18 A I accept my attorney's advice. I'm asserting my
19 Fifth Amendment privilege.

20 BY MR. BARNETT:

21 Q Do you have any understanding of whether any
22 material taken in that raid on May 26, 2011, has been
23 copied by BASI and is back in its possession?

24 MR. LaBELLE: I advise the witness not to
25 answer and assert a privilege under the Fifth

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1 Amendment of the Constitution.

2 A I accept my attorney's advice, and I'm asserting
3 my Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q Now, do you know whether any of the material
6 that BASI copied pertains to Nova Group or the Charter Oak
7 Trust?

8 MR. LaBELLE: I advise the witness not to
9 answer and assert a privilege under the Fifth
10 Amendment of the Constitution.

11 A I accept my attorney's advice, and I'm asserting
12 my Fifth Amendment privilege.

13 BY MR. BARNETT:

14 Q Now, the raid that you said occurred on May 26,
15 2011, do you understand that raid to have been part of the
16 grand jury investigation?

17 MR. LaBELLE: You can answer yes or no.

18 A Yes.

19 BY MR. BARNETT:

20 Q Do you believe yourself to be a target of that
21 grand jury investigation?

22 MR. LaBELLE: I advise the witness not to
23 answer and assert a privilege under the Fifth
24 Amendment of the Constitution.

25 A I accept my attorney's advice and assert my

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1 Fifth Amendment privilege.

2 MR. BARNETT: Now is a good time to take a
3 break if you'd like to take one. I'm okay, but
4 if you want to.

5 (Discussion off the record.)

6 (Recess from 12:15 p.m. until 1:34 p.m.)

7 BY MR. BARNETT:

8 Q Ms. Carpenter, I'd like to remind you that
9 you're still under oath. Do you understand that?

10 A Yes, I do.

11 Q Toward the beginning of the deposition we were
12 talking about homes that you own, either directly or as a
13 member of an LLC. Do you recall that conversation that we
14 had?

15 A Yes, I recall it.

16 Q Now, do you have any other real estate
17 investments?

18 MR. LABELLE: Is the question directed to
19 her personally?

20 MR. BARNETT: Yes, or through an LLC. I can
21 torture it out. Or through a corporation or any
22 entity. I can torture it out like that.

23 MR. LABELLE: Can I confer with her for a
24 minute?

25 MR. BARNETT: Yes.